Attorney's Docket No.: 12258-0036001

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jeff Korn Art Unit: 3737

Serial No.: 10/615,279 Examiner: Baisakhi Roy

Filed : July 8, 2003 Conf. No. : 8225 Title : OPTICAL COUPLER FOR ROTATING CATHETER

## MAIL STOP AF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated October 30, 2008, finally rejecting claims 1-16.

The appeal fee of \$255 was paid with the Notice of Appeal filed on February 4, 2008. Please apply the \$15 charge for the appeal fee increase, along with any other charges or credits, to Deposit Account No. 06-1050, referencing Attorney Docket No. 12258-0036001.

Respectfully submitted,

Date: January 26, 2009

Faustino A. Lichauco Reg. No. 41,942

Fish & Richardson P.C. 225 Franklin Street Boston, MA 02110

Telephone: (617) 542-5070 Facsimile: (877) 769-7945

22117981.doc